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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of :
Steven Zulloff :

Serial No. 10/684,541 :

Filed: October 14, 2003 :

For: Portable Black Light Device :
-----X

ATTORNEY DOCKET NO.: 502-P-006

The Empire State Building
350 Fifth Avenue
Suite 4710
New York, New York 10118

April 15, 2004

DIRECTOR OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO MAKE SPECIAL UNDER 37 C.F.R. 1.102(D)
ON THE GROUND OF PROSPECTIVE MANUFACTURE

S I R:

This is a petition to make the above-captioned application special under 37 C.F.R. 1.102(d)
on the ground of prospective manufacture. Filed in support of this petition are the Declarations of
Steve Zulloff, Tom Hamill and Gloria Tsui-Yip.

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Director of Patents, P.O. Box 1450, Alexandria,
VA 22313-1450, on April 15, 2004

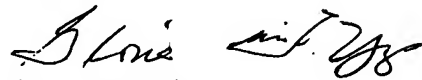

LENORE RANDRUP

April 15, 2004

Date

Submitted with this petition is the petition fee of \$130.00 under 37 C.F.R. 1.17(i).

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gloria Tsui-Yip", written in a cursive style.

Gloria Tsui-Yip
Attorney for Applicant
Reg. No. 42,188
STOLL, MISKIN & BADIE
350 Fifth Avenue
Suite 4710
New York, NY 10118
(212) 268-0900



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of :
Steven Zuloff :
Serial No. 10/684,541 :
Filed: October 14, 2003 :
For: Portable Black Light Device :
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The Empire State Building
350 Fifth Avenue
Suite 4710
New York, New York 10118

April 15, 2004

DIRECTOR OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF GLORIA TSUI-YIP IN SUPPORT OF
PETITION TO MAKE SPECIAL UNDER 37 C.F.R. 1.102(D) ON THE GROUND OF
PROSPECTIVE MANUFACTURE

S I R:

GLORIA TSUI-YIP declares as follows:

1. I am an attorney specializing in patents and I am registered before the United States Patent Office. I am giving this declaration in support of a Petition to Make Special under 37 C.F.R. 1.102(d) on the Ground of Prospective Manufacture.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Director of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 15, 2004


LENORE RANDRUP

April 15, 2004

Date

2. I have reviewed in detail the above-referenced application filed in this case, including analyzing the claims of this application.

3. I have reviewed the references uncovered in a search conducted by Tom Hamill, a professional searcher, for the above-referenced patent application.

4. The references discussed below and enclosed herewith, I consider to be the most closely related to the subject matter of the above-referenced patent application. My opinion on how each reference relates to the application and claims is set forth below:

U.S. Patent No. 5,510,961 discloses a cap having sound recording and generating functions and warning lights (LEDs) on the visor. The LEDs are located at the edge of the visor or on the surface of the crown of the cap directed away from the cap. The purpose of this cap is to enhance the safety of the wearer. This patent does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 5,741,060 discloses a cap having a visor and a crown, a pair of light source attached to the underside of the visor, and batteries are mounted in a remote location at the crown of the cap. The light source is directed forward of the wearer. The purpose of this cap is to provide a lighted environment for the wearer's activities, such as lighting a work task, changing tires in the dark etc. This patent does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained

black light device that is not apparently visible to others for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 5,921,674 discloses the use of optical fibers or LEDs on an item of clothing such as a cap. The light source is located on the front crown area of the cap, directed forward. The purpose of this cap is for the light source to provide aesthetic and entertaining effect that can be remotely controlled to produce different effect. This patent does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 6,168,286 discloses a light source (LEDs) for attaching to the brim of a hat for directing light at the front crown area of a cap. The purpose of this patent is to draw attention to an insignia located at the front crown area of the cap. This patent does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device that is not apparently visible to others for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 6,554,444 discloses a pair of goggles having a pair of light source (a set of LEDs) adjacent to the goggles, with one light source on each side. Each light source is directed forwardly in the direction of the wearer's gaze. The LEDs may be UV LEDs such that during a surgical operation, morbid parts attached by a fluorescent signing can be made visible. The purpose of this patent is to provide a lighted environment for the wearer's activities. This

patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device that is not apparently visible to others for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 6,604,837 discloses a device for holding a flashlight on top of the visor of a cap. The flashlight is directed forwardly to provide a lighted environment for the wearer's activities. This patent does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device that is not apparently visible to others for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 6,616,293 discloses a light source attached to the upper surface of the visor of a cap. The light source is pivotable at different forward angles. The batteries for the light source are located at a remote location and attached to the edge of the headband. The purpose of this patent is to provide a lighted environment for the wearer's activities. This patent does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device that is not apparently visible to others for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent No. 6,659,618 discloses a cap having a plurality of LEDs at the brim of the visor of a cap to provide a lighted environment for the wearer's activities. The batteries for the light source are located at a remote location at the adjustment band of the cap. This patent does not disclose the present invention of providing a self-contained, portable, black light device

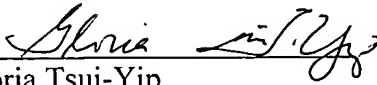
using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent Application Publication No. 2003/0151910 discloses a cap having a plurality of LEDs on the upper or lower surfaces of the visor. The batteries for the LEDs are mounted in a remote location at the crown of the cap. The purpose of this cap is to enhance the safety of the wearer. This patent application publication does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent application publication does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

U.S. Patent Application Publication No. 2003/0231489 discloses a pivotable light source magnetically coupled to the upper or lower surfaces of the visor of a cap. The purpose of this patent application publication is to provide a lighted environment for the wearer's activities. This patent application publication does not disclose the present invention of providing a self-contained, portable, black light device using UV LEDs. Further, this patent does not disclose the present invention of the combination of a cap with a visor having a self-contained black light device that is not apparently visible to others for illuminating black light responsive pigments on the wearer's face or on an object attached to the cap.

I declare under penalty of perjury pursuant to 28 U.S.C. Section 1746 that the foregoing is true and correct.

Dated: April 15, 2004


Gloria Tsui-Yip
Registration No.: 42,188



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X
In re application of :
Steven Zuloff :

Serial No. 10/684,541 :

Filed: October 14, 2003 :

For: Portable Black Light Device :
-----X

ATTORNEY DOCKET NO.: 502-P-006

The Empire State Building
350 Fifth Avenue
Suite 4710
New York, New York 10118

April 18, 2004

DIRECTOR OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF STEVE ZULOFF IN SUPPORT OF
PETITION TO MAKE SPECIAL UNDER 37 C.F.R. 1.102(D)
ON THE GROUND OF PROSPECTIVE MANUFACTURE

S I R:

STEVE ZULOFF declares as follows:

I hereby certify that this correspondence is being
deposited with the United States Postal Service
as first class mail in an envelope addressed to:
Director of Patents, P.O. Box 1450, Alexandria,
VA 22313-1450, on April 18, 2004


LENORE RANDRUP

April 18, 2004

Date

1. I am the inventor of the invention entitled "Portable Black Light Device" identified above and am giving this declaration in support of the Petition to Make Special under 37 C.F.R. 1.102(d) on the Ground of Prospective Manufacture.

2. CYI, Inc. ("CYI") is a company organized under the state of California having a place of business at 9314 Eton Avenue, Chatsworth, CA 91311.

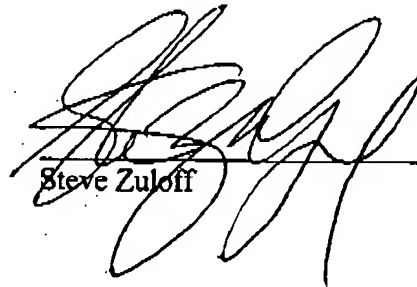
3. CYI presently has sufficient capital of about \$ 400,000 and existing business relationships with factories in China to manufacture and assemble a device embodying the invention in quantity.

4. CYI will not increase present manufacture of the device embodying the invention until it is certain that a patent will be granted on the invention.

5. CYI is obligated to manufacture the device embodying the invention in the United States in quantity immediately upon the allowance of claims or issuance of a patent which will protect the investment of capital.

I declare under penalty of perjury pursuant to 28 U.S.C. Section 1746 that the foregoing is true and correct.

Dated: April 13 2004



Steve Zuloff



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X
In re application of :
Steven Zuloff :

Serial No. 10/684,541 :

Filed: October 14, 2003 :

For: Portable Black Light Device :
-----X

ATTORNEY DOCKET NO.: 502-P-006

The Empire State Building
350 Fifth Avenue
Suite 4710
New York, New York 10118

April 7, 2004

DIRECTOR OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF TOM HAMILL IN SUPPORT OF
PETITION TO MAKE SPECIAL UNDER 37 C.F.R. 1.102(D)
ON THE GROUND OF PROSPECTIVE MANUFACTURE

S I R:

TOM HAMILL declares as follows:

1. I am a professional patent searcher and am giving this declaration in support of a
Petition to Make Special under 37 C.F.R. 1.102(d) on the Ground of Prospective Manufacture.

I hereby certify that this correspondence is being
deposited with the United States Postal Service
as first class mail in an envelope addressed to:
Director of Patents, P.O. Box 1450, Alexandria,
VA 22313-1450, on April 15, 2004

LENORE RANDRUP

April 15, 2004

Date

2. I had made a careful and thorough pre-examination search on the above-referenced patent application in the following classes 362/103, 105, 106, 107 and 570 and uncovered the following references:

U.S. Patent No. 5,510,961
U.S. Patent No. 5,741,060
U.S. Patent No. 5,921,674
U.S. Patent No. 6,168,286
U.S. Patent No. 6,554,444
U.S. Patent No. 6,604,837
U.S. Patent No. 6,616,293
U.S. Patent No. 6,659,618
U.S. Patent Application Publication No. 2003/0151910
U.S. Patent Application Publication No. 2003/0231489

I declare under penalty of perjury pursuant to 28 U.S.C. Section 1746 that the foregoing is true and correct.

Dated: April 7, 2004



Tom Hamill